

# EXHIBIT 3

KB-04154/emc #34597

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STATE OF ILLINOIS )

) SS

COUNTY OF COOK )

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

MICHAEL J. MADDEN and JEAN MADDEN, )  
plaintiffs, )

v. )

No. 03 L 000433

F.H. PASCHEN, S.N. NIELSON, INC., )  
JACOBS FACILITIES, INC., CLIFFS AND )  
CABLES, LLC and VOA & ASSOCIATES, INC., )  
defendants. )

MOTION

**FILED**

DEC 16 2004

**DOROTHY BROWN**  
CLERK OF CIRCUIT COURT

NOW COMES the Defendant, VOA & ASSOCIATES, INC., by and through its attorneys,  
**FRATERRIGO, BERANEK, FEIEREISEL & KASBOHM**, and moves this Court for the entry of  
an Order vacating any and all defaults, technical and/or otherwise, heretofore entered against it; granting  
it leave to file its Appearance, Answer and Affirmative Defense *instantly*.

WHEREFORE, Defendant, VOA & ASSOCIATES, INC., prays for the entry of an Order as  
set forth above.



Kurt G. Beranek,  
*Attorney for Defendant,*  
VOA & ASSOCIATES, INC.

**FRATERRIGO, BERANEK, FEIEREISEL & KASBOHM**  
55 West Monroe--Suite 3400  
Chicago, Illinois 60603-5081  
[312]782-9255  
Firm #34597



FBFK 18852  
PRIVILEGED - SUBJECT  
TO PROTECTIVE ORDER

KB-04154/emc #34597

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**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
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F.H. PASCHEN, S.N. NIELSON, INC., )

JACOBS FACILITIES, INC., CLIFFS AND )

CABLES, LLC and VOA & ASSOCIATES, INC., )

defendants. )

**ORDER**

THIS CAUSE coming to be heard on Motion of Defendant, VOA & ASSOCIATES, INC., by and through its attorneys, **FRATERRIGO, BERANEK, FEIEREISEL & KASBOHM**, for the entry of an Order vacating any and all defaults, technical and/or otherwise, heretofore entered against it; granting it leave to file its Appearance, Answer and Affirmative Defense *instante*, due notice having been given and the Court being fully advised.

IT IS HEREBY ORDERED that any and all defaults, technical and/or otherwise, heretofore entered against this Defendant are hereby vacated, defendant is granted leave to file its Appearance, Answer and Affirmative Defense *instante*.

ENTERED:

JUDGE DIANE JOAN LARSEN

Judge

FILED 18 2004

CIRCUIT COURT #1771

**FRATERRIGO, BERANEK, FEIEREISEL & KASBOHM**

55 West Monroe--Suite 3400

Chicago, Illinois 60603-5081

[312]782-9255

Firm #34597

FBFK 18853  
PRIVILEGED - SUBJECT  
TO PROTECTIVE ORDER